Employee Post-Travel Disclosure of Travel Expenses

Post-Travel Filing Instructions: Complete this form within **30 days** of returning from travel. Submit all forms to the **Office of Public Records in 232 Hart Building.**

In compliance with Rule 35.2(a) and (c), I make the following disclosures with respect to travel expenses that have been or will be reimbursed/paid for me. I also certify that I have attached:

☐ The **original** *Employee Pre-Travel Authorization* (Form RE-1), **AND**
☐ A **copy** of the *Private Sponsor Travel Certification Form* with all attachments (itinerary, invitee list, etc.)

Private Sponsor(s) (list all): The Software Education Foundation d.b.a Software.org: the BSA Foundation ("Software.org")

Travel date(s): Wednesday, August 21 - Friday August 23, 2019

Name of accompanying family member (if any): _____
Relationship to Traveler: ☐ Spouse   ☐ Child

IF THE COST OF LODGING **DID NOT INCREASE** DUE TO THE ACCOMPANYING SPOUSE OR DEPENDENT CHILD, ONLY INCLUDE LODGING COSTS IN EMPLOYEE EXPENSES. (Attach additional pages if necessary.)

Expenses for Employee:

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses (Amount & Description)
☐ Good Faith Estimate ☒ Actual Amount	615.91	378.00	151.45	

Expenses for Accompanying Spouse or Dependent Child (if applicable):

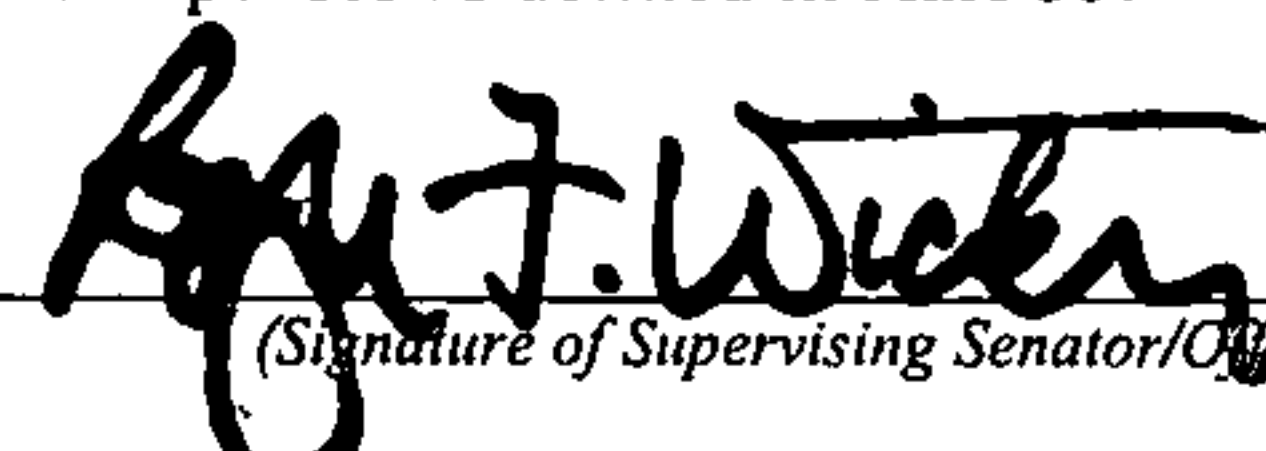|	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses (Amount & Description)
☐ Good Faith Estimate ☐ Actual Amount				

*Provide a description of all meetings and events attended. *See* Senate Rule 35.2(c)(6). (Attach additional pages if necessary.): see attached

9/12/19
(Date)

Fern Gibbons
(Printed name of traveler)

(Signature of traveler)

TO BE COMPLETED BY SUPERVISING MEMBER/OFFICER:

I have made a determination that the expenses set out above in connections with travel described in the *Employee Pre-Travel Authorization* form, are necessary transportation, lodging, and related expenses as defined in Rule 35.

9/17/19
(Date)

(Signature of Supervising Senator/Officer)

(Revised 1/3/11)

Form RE-2

PRIVATE SPONSOR TRAVEL CERTIFICATION FORM

This form must be completed by any private entity offering to provide travel or reimbursement for travel to Senate Members, officers, or employees (Senate Rule 35, clause 2). Each sponsor of a fact-finding trip must sign the completed form. The trip sponsor(s) must provide a copy of the completed form to each invited Senate traveler, who will then forward it to the Ethics Committee with any other required materials. The trip sponsor(s) should **NOT** submit the form directly to the Ethics Committee. Please consult the accompanying instructions for more detailed definitions and other key information.

The Senate Member, officer, or employee **MUST** also provide a copy of this form, along with the appropriate travel authorization and reimbursement form, to the Office of Public Records (OPR), Room 232 of the Hart Building, within thirty (30) days after the travel is completed.

1. Sponsor(s) of the trip (please list all sponsors): The Software Education Foundation d.b.a. Software.org: the BSA Foundation ("Software.org")

2. Description of the trip: An educational visit to software companies to provide a better understanding of the software industry's approach to artificial intelligence.

3. Dates of travel: Wednesday, August 21 - Friday, August 23, 2019

4. Place of travel: Boston, Massachusetts

5. Name and title of Senate invitees: See Attachment 1

6. I *certify* that the trip fits one of the following categories:

   ☒ (A) The sponsor(s) are not registered lobbyists or agents of a foreign principal **and** do not retain or employ registered lobbyists or agents of a foreign principal **and** no lobbyist or agents of a foreign principal will accompany the Member, officer, or employee *at any point* throughout the trip.

   ⌐OR⌐

   ☐ (B) The sponsor or sponsors are not registered lobbyists or agents of a foreign principal, but retain or employ one or more registered lobbyists or agents of a foreign principal and the trip meets the requirements of Senate Rule 35.2(a)(2)(A)(i) or (ii) *(see question 9)*.

7. ☒ I *certify* that the trip will not be financed in any part by a registered lobbyist or agent of a foreign principal.

   ⌐AND⌐

   ☒ I *certify* that the sponsor or sponsors will not accept funds or in-kind contributions earmarked directly or indirectly for the purpose of financing this specific trip from a registered lobbyist or agent of a foreign principal or from a private entity that retains or employs one or more registered lobbyists or agents of a foreign principal.

8. I *certify* that:

   ☒ The trip will not in any part be planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal except for *de minimis* lobbyist involvement.

   ⌐AND⌐

   ☒ The traveler will not be accompanied on the trip by a registered lobbyist or agent of a foreign principal except as provided for by Committee regulations relating to lobbyist accompaniment *(see question 9)*.

9. **USE ONLY IF YOU CHECKED QUESTION 6(B)**

I *certify* that if the sponsor or sponsors retain or employ one or more registered lobbyists or agents of a foreign principal, one of the following scenarios applies:

☐ (A) The trip is for attendance or participation in a one-day event (exclusive of travel time and one overnight stay) and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *on any segment* of the trip.

– OR –

☐ (B) The trip is for attendance or participation in a one-day event (exclusive of travel time and two overnight stays) and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *on any segment* of the trip (*see questions 6 and 10*).

– OR –

☐ (C) The trip is being sponsored only by an organization or organizations designated under § 501(c)(3) of the Internal Revenue Code of 1986 and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *at any point* throughout the trip.

10. **USE ONLY IF YOU CHECKED QUESTION 9(B)**

If the trip includes two overnight stays, please explain why the second night is practically required for Senate invitees to participate in the travel:

_____

_____

_____

11. ☒ An itinerary for the trip is attached to this form. I *certify* that the attached itinerary is a detailed (hour-by-hour), complete, and final itinerary for the trip.

12. Briefly describe the role of each sponsor in organizing and conducting the trip:

Software.org is the sole sponsor and organizer for this trip.

_____

_____

13. Briefly describe the stated mission of each sponsor and how the purpose of the trip relates to that mission:

See Attachment 2

_____

_____

14. Briefly describe each sponsor's prior history of sponsoring congressional trips:

This is Software.org's eighth trip for Congressional staff. Software.org previously sponsored two trips

for Senate staff in 2018.

_____

15. Briefly describe the educational activities performed by each sponsor (other than sponsoring congressional trips):

Software.org educates policymakers, stakeholders, and the general public through meetings and briefings

and by developing and publishing studies and papers that explain policy, new technologies, and other

topics of the interest to the software industry.

16. Total Expenses for Each Participant:

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses
☒ Good Faith estimate ☐ Actual Amounts	$587.93 (total) ——— $237.93 (airfare); $350.00 (coach minibus transportation)	$378.00	$177.50	None

17. State whether a) the trip involves an event that is arranged or organized *without regard* to congressional participation or b) the trip involves an event that is arranged or organized *specifically with regard* to congressional participation:

B) The trip involves events that are arranged specifically with regard to congressional participation.

18. Reason for selecting the location of the event or trip

Software.org chose Boston due to the number of software companies with major offices located in

close proximity, allowing Software.org to better showcase the industry's approach to artificial intelligence.

19. Name and location of hotel or other lodging facility:

The Aloft Boston Seaport District

401-403 D Street, Boston, MA 02210

20. Reason(s) for selecting hotel or other lodging facility:

The Aloft Boston Seaport District was chosen because their rates met the daily per diem rates for Boston.

21. Describe how the daily expenses for lodging, meals, and other expenses provided to trip participants compares to the maximum per diem rates for official Federal Government travel:

The daily expenses for lodging, meals, and other expenses provided to trip participants will be below

the daily per diem rates for Boston.

22. Describe the type and class of transportation being provided. Indicate whether coach, business-class or first class transportation will be provided. If first-class fare is being provided, please explain why first-class travel is necessary:

Attendees will fly on coach airfare round trip from Washington, DC (DCA) to Boston (BOS).

In Boston, attendees will be transported on a coach class chartered minibus.

23. ☒ I represent that the travel expenses that will be paid for or reimbursed to Senate invitees do not include expenditures for recreational activities, alcohol, or entertainment (other than entertainment provided to all attendees as an integral part of the event, as permissible under Senate Rule 35).

24. List any entertainment that will be provided to, paid for, or reimbursed to Senate invitees and explain why the entertainment is an integral part of the event:

None

25. I hereby *certify* that the information contained herein is true, complete and correct. (For trips involving more than one sponsor, you *must* include a completed signature page for each additional sponsor):

Signature of Travel Sponsor: _____

Name and Title: Chris Hopfensperger, Executive Director

Name of Organization: The Software Education Foundation d.b.a. Software.org: the BSA Foundation

Address: 20 F Street, NW, Suite 800, Washington, DC 20001

Telephone Number: (202) 530-5135

Fax Number: _____

E-mail Address: chris@software.org

U.S. Senate
Select Committee on Ethics
Attachments to Private Sponsor Travel Certification Form

Attachment 1 – Question # 5 – Names, titles, and explanation for invitation for all Senate invitees

Software.org is inviting the congressional staff below because of their work on policy issues, including artificial intelligence, data policy, intellectual property rights, emerging technologies, and digital trade, that are of importance to the software industry.

Name	Title	Office
Geoffrey Antell	Policy Director	Office of Majority Whip John Thune
Jonathan Bowen	Information Technology Director	Senate Committee on Commerce, Science, and Transportation
John Branscome	Staff Director	Senate Committee on Commerce, Science, & Transportation, Subcommittee on Communications, Technology, Innovation, and the Internet
Chris Cook	Professional Staff Member	Senate Committee on Appropriations, Subcommittee on Department of Homeland Security
Patrick Day	Counsel	Senate Committee on the Judiciary
Rich DiZinno	Chief Counsel, National Security and Crime	Senate Committee on the Judiciary
Reema Dodin	Floor Director	Office of Minority Whip Richard Durbin
Drenan Dudley	Professional Staff Member	Senate Committee on Appropriations, Subcommittee on Department of Homeland Security
Brett Freedman	Counsel	Senate Select Committee on Intelligence
Fern Gibbons	Counsel	Senate Committee on Commerce, Science, & Transportation
Rory Heslington	International Trade Policy Advisor	Senate Committee on Finance
Michael Kuiken	National Security Advisor	Office of Minority Leader Charles Schumer
Dan Kunsman	Chief of Staff	Office of Senator John A. Barrasso (WY)
Jen Kuskowski	Policy Director	Office of Majority Leader Mitch McConnell
Virginia Lenahan	Professional Staff Member	Senate Committee on Finance
Christy Lewis	Digital Director	Senate Republican Conference
Stacy McBride	Chief of Staff	Office of Senator Roy Blunt (MO)
Sam Mulopulos	Legislative Assistant	Office of Senator Rob Portman (OH)
Greta Milligan Peisch	International Trade Counsel	Senate Committee on Finance
David Pendle	Chief Counsel	Senate Committee on the Judiciary
Subhasri Ramanathan	Senior Counsel, Technology and Innovation	Senate Committee on Homeland Security and Governmental Affairs
Anant Raut	Counsel	Senate Committee on the Judiciary
Arjun Ravindra	Professional Staff Member	Senate Select Committee on Intelligence
Arun Seraphin	Professional Staff Member	Senate Committee on Armed Services, Subcommittee on Readiness and Management Support
Chad Tanner	Professional Staff Member	Senate Select Committee on Intelligence
Satya Thallam	Chief Economist	Senate Committee on Homeland Security and Governmental Affairs
Olivia Trusty	Legislative Assistant	Senate Committee on Commerce, Science, & Transportation

Mike Vesellik	Policy Advisor	Senate Democratic Policy and Communications Center
Michael Waske	Policy Analyst	Senate Committee on Health, Education, Labor, and Pensions
Gwyneth Woolwine	Professional Staff Member	Senate Committee on Armed Services

Attachment 2 – Question # 13 – Sponsor's interest and role

Software.org, the BSA Foundation is an independent, and nonpartisan international 501(c)(3) research organization that helps policymakers and the broader public better understand the impact that software has on our lives, our economy, and our society. We believe that by working together to examine these issues we can better prepare for the future and help shape government policies and industry culture that will promote both technological advancement and widespread growth.

Software.org seeks to take Congressional staff on an educational artificial intelligence-focused tour of global software companies at their Boston area facilities. We have invited staff whose Senators serve on the Homeland Security, Intelligence, Armed Services, Judiciary, and Commerce Committees, or are in leadership offices in order to educate them about the software industry's approach to artificial intelligence (AI). On the trip, staff will learn about current research projects and the next steps in the development of AI technologies, ethical and public policy concerns facing lawmakers, the impact of federal partnerships with software developers in the AI space, and more. Software.org planned and organized all aspects of the trip, made lodging and travel arrangements, and corresponded with businesses involved to set up events and tours at each location. Software.org is the sole sponsor for this trip, including responsibility for covering cost of meals throughout the trip.

Day 1 – Wednesday, August 21, 2019

**11:00 AM – 3:30 PM Massachusetts Institute of Technology (MIT) – Computer Science and Artificial Intelligence
Laboratory (CSAIL)**

At MIT CSAIL, attendees will hear directly from leading researchers and artificial intelligence experts on their latest AI-focused projects in machine learning, data analytics, and more. Participants will experience demonstrations of AI's potential to transform various industries and sectors of the economy including autonomous vehicles, computational biology, cybersecurity, and more applications.

6:00 – 8:00 PM Dinner Speaker – Ramayya Krishnan, Dean, Heinz College of Information Systems and Public
Policy and William W. and Ruth F. Cooper Professor of Management Science and Information
Systems, **Carnegie Mellon University**

Over dinner, participants will engage in a dialogue with Dr. Krishnan to learn about his experience as a key founder of the information systems and management program at Carnegie Mellon. As the Dean of Carnegie Mellon's Heinz College, home to both Carnegie's Public Policy and its Information Systems schools, Dr. Krishnan will offer a unique viewpoint on how lawmakers at all levels of government should be thinking about AI technologies and policy.

Day 2 – Thursday, August 22, 2019
9:00 – 11:00 AM Harvard Kennedy School Belfer Center for Science and International Affairs – Technology and Public Purpose (TAPP) Project

Taubman Hall, Nye Room, 5th Floor – 15 Eliot Street, Cambridge, MA 02138

At the Harvard Kennedy School's campus, attendees will participate in a roundtable with leading experts at the Belfer Center's new Technology and Public Purpose (TAPP) Project, which works to ensure that emerging technologies are developed and managed in ways that serve the overall public good. To this end, TAPP works to educate Members of Congress and their staff on new and emerging technologies such as the Internet of Things, Machine Learning, Genome Editing, and more.

11:30 AM – 1:30 PM IBM

75 Binney St, Cambridge, MA 02142

At IBM's Cambridge offices, participants will learn more about AI—including a demo of IBM AI applications—followed by an interactive discussion on their AI research, development, and policy. Experts at IBM will discuss the state of AI technology now, its trajectory for the future, and how policymakers can think about AI policy and ethics.

2:00 PM – 4:15 PM Microsoft New England Research and Development Center

1 Memorial Dr, Cambridge, MA 02142

Attendees will visit Microsoft's New England Research and Development Center (NERD) to hear directly from leading Microsoft experts and researchers at the forefront of AI innovation to discuss research and development, Microsoft Research's Machine Learning Group, and AI applications of the Microsoft Azure cloud-computing service. Attendees will also participate in visual demonstrations at "The Garage," an experimental space where innovators can test out new ideas in a replicated real-world environment.

5:00 PM – 7:00 PM Dinner Speaker – SoftBank Group

The Brahmin American Cuisine & Cocktails – 33 Stanhope St, Boston, MA 02116

At a working dinner, attendees will hear from executives about SoftBank's perspective in the artificial intelligence space, learning how SoftBank is helping develop technology that helps people be more connected and efficient.

Day 3 – Friday, August 23, 2019
9:00 AM – 11:00 AM Autodesk Boston Technology Center
23 Drydock Ave, Suite 610E, Boston, MA 02210

At Autodesk's BUILD Space, researchers will show attendees first-hand how Autodesk's suite of design software leverages artificial intelligence, machine learning, and robotics in architecture, engineering, construction, manufacturing, and more fields. Participants will also learn how the Boston Technology Center partners with startups, universities, and industry stakeholders to explore ways to advance the building industry.

11:30 AM – 1:30 PM Adobe
275 Washington St, Newton, MA 02458

At Adobe's Newton offices, attendees will meet with executives and experts working on AI to establish a dialogue on the government's role in AI and what the federal government should be focusing on. Adobe will then showcase how Adobe's software and apps empower designers and creators with AI-enabled tools and how they are combating new challenges to the industry, such as the rise of "deepfakes."

United States Senate

SELECT COMMITTEE ON ETHICS

August 5, 2019

Fern Gibbons
Committee on Commerce, Science, and Transportation
United States Senate
Washington, DC 20510

Dear Ms. Gibbons:

This responds to your recent correspondence concerning an invitation you received to travel to the *Senior Congressional Staff Delegation on Artificial Intelligence* in Boston, Massachusetts, on August 21–23, 2019, sponsored by the Software Education Foundation, doing business as Software.org: the BSA Foundation (Software.org). Software.org certified to the Select Committee on Ethics (the Committee) that it will pay the *necessary expenses*[1] related to the travel and that it is neither a lobbyist, nor lobbying firm, nor an agent of a foreign principal, and it is not otherwise acting as a representative or agent of a foreign government. Software.org has also certified that it does not retain or employ a registered lobbyist or agent of a foreign principal and that no registered lobbyist or agent of a foreign principal will accompany you at *any point throughout your trip*.[2]

Based on information and materials available to the Committee, and assuming the **actual** travel and travel-related expenses conform to the information and materials you provided, it appears that the proposed payment or reimbursement of necessary expenses for this trip **may be accepted** under relevant Senate Rules and the Committee's *Regulations and Guidelines for Privately-Sponsored Travel*, so long as at the time of the payment or reimbursement, Software.org is neither a registered lobbyist nor lobbying firm under the Lobbying Disclosure Act of 1995, nor an agent of a foreign principal under the Foreign Agents Registration Act (and is not otherwise acting as a representative or agent of a foreign government), and provided the travel and all required documents are disclosed to the Secretary of the Senate in accordance with the provisions of Senate Rules 34 and 35.

Under Senate Rule 35, Senate staff must receive advance authorization signed by the Member or officer under whose direct supervision the individual works in order to accept payment or reimbursement for necessary expenses related to fact-finding travel. Further, such authorization and expenses must be disclosed to the Secretary of the Senate by filing the completed *Employee Pre-Travel Authorization* and the *Employee Post-Travel Disclosure of Travel Expenses* (Form RE-1 and Form RE-2), along with a copy of the *Private Sponsor Travel*

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[1] The term "necessary expenses" has a specific definition. *See Select Committee on Ethics' Regulations and Guidelines for Privately-Sponsored Travel – Glossary of Terms* at 8.

[2] The term "any point throughout your trip" has a specific definition. *See id.* at 2.

Certification Form, and all relevant attachments (e.g., the private sponsor's invitation and itinerary) **within 30 days of the conclusion of Privately-Sponsored Travel.**

Finally, Senate Rule 34 requires a reporting individual,[3] on his or her Financial Disclosure Report, to make an annual disclosure of the receipt of payments or reimbursements under Senate Rule 35 from a private sponsor for officially-related travel expenses where, in the aggregate, travel expenses exceed $390 from that sponsor during a calendar year. However, if a Member, officer, or employee properly reports the receipt of necessary expenses for such travel to the Secretary of the Senate within 30 days of the travel, as discussed above, the travel expenses need not be disclosed a second time on their Financial Disclosure Report.

I hope you find this information helpful. If you have any additional questions, please do not hesitate to contact the Committee.

Sincerely,

Deborah Sue Mayer
Chief Counsel and Staff Director

Enclosure: Travel Checklist

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[3] A reporting individual is someone whose salary equals or exceeds 120% of the basic rate of pay for GS-15 ($127,914 for CY 2019) or is a political fund designee and is required to file Financial Disclosure Reports.